IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.R.UDAYABHANU

TUESDAY, THE 5TH JUNE 2007 / 15TH JYAISHTA 1929

Crl.Rev.Pet.No. 2207 of 2007()

CRA.320/2006 of III ADDL.SESSIONS COURT, KOLLAM
CC.648/2001 of JUDL.MAGISTRATE OF FIRST CLASS, PARAVOOR

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REVN. PETITIONER: APPELLANT/ACCUSED:

PRAKASH, S/O.PARAMU,
PLACHIPOIKA KIZHAKKATHIL, THAZHAM SOUTH,
CHATHANNOOR P.O.,KOLLAM DISTRICT.

BY ADV. SRI.B.MOHANLAL

RESPONDENTS: RESPDENT/COMPLAINANT & STATE:

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1. G.PRABHAKARAN, KUZHIVILA VEEDU,
ASWATHY, THAZHAM, CHATHANOOR P.O., KOLLAM DISTRICT

2. STATE OF KERALA REPRESENTED BY THE
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI.P.RAVINDRA BABU

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 05/06/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

K.R. UDAYABHANU, J.

CRL.R.P. NO. 2207 of 2007

Dated this the 5th day of June, 2007

ORDER

The revision petitioner stands convicted for the offence under section 138 N.I.Act and sentenced to undergo simple imprisonment for 6 months and to pay a compensation of Rs.1,50,000/- to the complainant vide section 357 (3) Cr.P.C and in default to undergo simple imprisonment for 2 months. The revision petitioner has only sought for modification of the sentence and time to pay the amount.

2. In the circumstances, the sentence is modified to imprisonment till the rising of the court. The rest of the sentence is confirmed. The revision petitioner is granted 6 months' time from today onwards to pay the amount of compensation. The revision petitioner shall appear before the JMFC, Paravur on 5-12-2007 to receive the sentence.

NBW pending, if any, is to be kept in abeyance till then.

The Crl.R.P is disposed of accordingly.

K.R.UDAYABHANU,JUDGE.

Kvm/